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August 8, 2014

To: Supervisor Don Knabe, Chairman
Supervisor Gloria Molina
Supervisor Mark Ridley-Thomas
Supervisor Zev Yaroslavsky
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer 

SACRAMENTO UPDATE

This memorandum contains a report on the following:

- **Status of County-Sponsored Legislation**
 - **County-sponsored SB 498 (Lara)** - related to including conversion technologies in the definition of biomass conversion, passed the Assembly Appropriations Committee on August 6, 2014.
 - **County-sponsored SB 1089 (Mitchell)** - related to Medi-Cal reimbursements for in-patient hospital services for detained juveniles, passed the Assembly Appropriations Committee on August 6, 2014.
 - **County-sponsored SB 1136 (Huff and Mitchell)** - related to county child welfare agencies' access to criminal records for foster care providers, passed the Assembly Floor on August 7, 2014.
- **Status of County-Advocacy Legislation**
 - **County-supported AB 1450 (Garcia)** - related to the allocation of property tax revenue to support pension programs, passed the Senate Governance and Finance Committee on August 6, 2014.

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- **County-supported AB 1743 (Ting)** - related to hypodermic needles and syringes, passed the Senate Floor on August 7, 2014.
- **County-opposed AB 1881 (Jones-Sawyer)** - related to appointments to the employee relations commissions of the County of Los Angeles and the City of Los Angeles, passed the Senate Appropriations Committee on August 4, 2014.
- **County-opposed AB 2471 (Frazier)** - related to public works contract orders for extra work, was held in the Senate Appropriations Committee at the request of the author on August 5, 2014 and will not proceed this year.
- **County-supported SB 912 (Mitchell)** - related to food and beverage options vending machines operated and maintained on State property, passed the Assembly Appropriations Committee on August 6, 2014.
- **Status of Legislation of County Interest**
 - **AB 485 (Gomez)** - related to changes to the In-Home Supportive Services Program collective bargaining and the Coordinated Care Initiative Demonstration Project, passed the Assembly Human Services Committee, with concurrence of Senate amendments, on August 5, 2014.

Status of County-Sponsored Legislation

County-sponsored SB 498 (Lara), which as amended on June 26, 2014, would: 1) include conversion technologies in the definition of "biomass conversion;" 2) define "biomass conversion" to mean the production of heat, fuels, or electricity by the controlled combustion of, or the use of other noncombustion thermal conversion technologies on specified materials, when separated from other solid waste; 3) require a solid waste facility sending materials to a biomass conversion facility to ensure that the materials sent are limited to those specified materials; 4) authorize a local enforcement agency to inspect the solid waste facility, as specified; and 5) require the owner or operator of a biomass conversion facility to submit an annual report to the department, under penalty of perjury, containing specified information for the preceding year, passed the Assembly Appropriations Committee by a vote of 17 to 0 on August 6, 2014. This measure now proceeds to the Assembly Floor.

County-sponsored SB 1089 (Mitchell), which as introduced on February 19, 2014, would make technical amendments to **County-sponsored AB 396 of 2011**, which allows counties and the California Department of Corrections and Rehabilitation to draw down Federal Medicaid matching funds to provide reimbursement for the medical treatment of detained juveniles who require in-patient hospital services, passed the Assembly Appropriations Committee by a vote of 17 to 0 on August 6, 2014. This measure now proceeds to the Assembly Floor.

County-sponsored SB 1136 (Huff and Mitchell), which as amended on June 25, 2014, would: 1) require the California Department of Social Services (CDSS) to provide, upon the request of a county child welfare agency, a list of each individual with a criminal records exemption related to a licensed or certified foster home so that counties may assess the appropriateness of placing a child in the foster home with which the individual is associated; and 2) authorize CDSS to share with county child welfare agencies summary information related to a criminal record clearance or exemption granted by the department, among other provisions, unanimously passed the Assembly Floor on August 7, 2014. This measure now returns to the Senate for concurrence of Assembly amendments before proceeding to the Governor for consideration.

Status of County-Advocacy Legislation

County-supported AB 1450 (Garcia), which as amended on July 1, 2014, would require that beginning in FY 2014-15 any revenue generated and collected from a voter-approved property tax rate to support pension programs must be allocated to the city, county, or city and county whose voters approved the tax, passed the Senate Governance and Finance Committee by a vote of 5 to 2 on August 6, 2014. This measure now proceeds to the Senate Appropriations Committee.

County-supported AB 1743 (Ting), which as amended on May 27, 2014, would authorize a pharmacist or physician to provide an unlimited number of hypodermic needles and syringes to a person 18 years of age or older, for personal use, until January 1, 2021, passed the Senate Floor by a vote of 36 to 0 on August 7, 2014. This measure now returns to the Assembly for concurrence of Senate amendments.

County-opposed AB 1881 (Jones-Sawyer), which as amended on March 28, 2014, would prescribe requirements for appointments to the employee relations commissions of the County of Los Angeles and the City of Los Angeles, passed the Senate Appropriations Committee by a vote of 5 to 2 on August 4, 2014. This measure now proceeds to the Senate Floor.

County-opposed AB 2471 (Frazier), which as amended on June 30, 2014, would require a public entity, when authorized to order changes or additions to the work in a public works contract awarded to the lowest bidder, to: 1) issue a change order for authorized extra work no later than 60 days after the extra work is completed and an agreement is reached concerning the merit, conditions, costs and time for performance; and 2) limit the accrual of prejudgment interest if a public agency fails to issue a change order in accordance with the bill's provisions to only the amounts that are not in dispute, was held in the Senate Appropriations Committee at the request of the author on August 5, 2014. This measure will not proceed this year.

County-supported SB 912 (Mitchell), which as amended on April 21, 2014, would make permanent provisions in current State law which require vending machine operators located on State property to provide food and beverage options that meet accepted nutritional guidelines, passed the Assembly Appropriations Committee by a vote of 13 to 4 on August 6, 2014. This measure now proceeds to the Assembly Floor.

Legislation of County Interest

AB 485 (Gomez), which as amended on February 18, 2014, would: 1) expand the current In-Home Supportive Services (IHSS) Statewide Authority to assume responsibility for collective bargaining with unions representing IHSS providers in all 58 counties effective January 1, 2015, instead of the eight counties currently participating in the Coordinated Care Initiative (CCI) Demonstration Project; 2) de-link the IHSS Statewide Authority from the implementation of the CCI Demonstration Project so that the Authority is permanent regardless of what happens with the CCI; and 3) de-link the CCI from the existing county IHSS Maintenance of Effort (MOE) funding structure, among other provisions.

AB 485 passed the Assembly Human Services Committee, with concurrence of Senate amendments, by a vote of 5 to 1 on August 5, 2014. This measure now proceeds to the Assembly Appropriations Committee.

As previously reported, the Department of Public Social Services indicates that under the current version of AB 485, the County's IHSS MOE would continue to remain in place and would not be impacted. Furthermore, pursuant to existing statutes, any wage increases negotiated by the State are the sole responsibility of the State, so there would not be a County fiscal impact as the County is protected under the current IHSS MOE.

We will continue to keep you advised.

WTF:RA
MR:VE:OR:ma